

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

UNITED STATES, ex rel. RICHARD
HUFF, BRINGING THIS ACTION ON
BEHALF OF THE UNITED STATES
OF AMERICA, THE STATES OF
ALASKA, CALIFORNIA, COLORADO,
CONNECTICUT, DELAWARE,
FLORIDA, GEORGIA, HAWAII,
ILLINOIS, INDIANA, IOWA,
LOUISIANA, MARYLAND,
MASSACHUSETTS, MICHIGAN,
MINNESOTA, MONTANA, NEVADA,
NEW JERSEY, NEW MEXICO, NEW
YORK, NORTH CAROLINA,
OKLAHOMA, RHODE ISLAND,
TENNESSEE, TEXAS, VERMONT,
VIRGINIA, and WASHINGTON, THE
DISTRICT OF COLUMBIA,

Plaintiffs,

v.

COMFORTLAND MEDICAL, INC.,
COMFORTLAND INTERNATIONAL,
LLC, and LOIS TSUI,

Defendants.

Case No.: 5:18-cv-489

NOTICE OF VOLUNTARY
DISMISSAL WITHOUT
PREJUDICE

NOW COMES The Individual Plaintiff-Relator, by and through counsel, and pursuant to Rule 41(a)(1)(A)(i), and 31 U.S.C. §3730(b), and files this his Notice of Voluntary Dismissal Without Prejudice, which is being filed before any opposing party has been served and before any opposing party has served either an answer or a motion for summary judgment. The Individual Plaintiff-Relator further states to the Court that the United States and the Plaintiff States have informed his counsel in writing by electronic mail received May 22, 2019, through

Cassie Crawford, Assistant United States Attorney, and U.S. mail dated May 28, 2019, through Lareena Phillips, North Carolina Special Deputy Attorney General, and on behalf of the Plaintiff States, that both the United States and the Plaintiff States consent to this Voluntary Dismissal Without Prejudice, which also is without prejudice to both the United States and the Plaintiff States, and that the United States has previously filed and served its *Notice of Election to Decline Intervention* on May 22, 2019.

This the 21st day of June, 2019.

/s/ Charles H. Rabon, Jr. _____
Charles H. Rabon, Jr.
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Counsel for Plaintiff-Relator

CERTIFICATE OF SERVICE

This is to certify that on this date I served a copy of the foregoing **NOTICE OF VOLUNTARY DISMISSAL** which was electronically filed with the Clerk of Court using the CM/ECF system which will send notification of the electronic to the following individuals:

Cassandra Crawford

cassie.crawford@usdoj.gov

Lareena Phillips

lphillips@ncdoj.gov

This the 21st day of June, 2019.

/s/ Charles H. Rabon, Jr.

Charles H. Rabon, Jr.